

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING
AGENDA**



March 8, 2016

7:30 PM

PUBLIC HEARINGS:

1. A PUBLIC HEARING TO BE HELD ON MARCH 8, 2016, FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GARDEN CITY PARK WATER DISTRICT, PURSUANT TO SECTION 202-B OF THE TOWN LAW, RELATING TO IMPROVEMENTS TO FACILITIES OF THE DISTRICT.

RESOLUTIONS:

2. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PILGRIM STREET AND MAPLE DRIVE WEST IN NEW HYDE PARK.

Synopsis: The adoption of this ordinance will establish a Full Stop for traffic southbound on Pilgrim Street at its intersection with Maple Drive West in New Hyde Park. Tentative hearing date March 22, 2016.

3. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING CHAPTER 16A OF THE TOWN CODE OF THE TOWN OF NORTH HEMPSTEAD ENTITLED "ETHICS, CODE OF".

Synopsis: Tentative Hearing Date is March 22, 2016.

4. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING ON THE APPLICATION OF JOHN AND MET LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOT 35 & 36.

Synopsis: Tentative Hearing Date is March 22, 2016.

5. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING PURSUANT TO CHAPTER 29A OF THE TOWN CODE TO CONSIDER THE APPLICATION OF JOHN AND MET LLC FOR THE INSTALLATION OF TWO UNDERGROUND STORAGE TANKS AT THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON, NEW YORK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOTS 35 & 36.

Synopsis: Tentative Hearing Date is March 22, 2016.

6. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH L.K. MCLEAN ASSOCIATES, P.C. FOR PROFESSIONAL SERVICES RELATED TO IMPROVEMENTS TO THE TOWN'S ANIMAL SHELTER, DPW PROJECT NO. 11-17.
7. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COMFORT KOOL FOR GLYCOL WORK AT YES WE CAN COMMUNITY CENTER. Stricken.
8. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH DVIRKA & BARTILUCCI CONSULTING ENGINEERS TO PROVIDE COMPLIANCE CONSULTING RELATED TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION STORM WATER MANAGEMENT PROGRAM.
9. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NEWTEK FOR MERCHANT PROCESSING SERVICES.
10. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PENCHECKS, INC. FOR LENGTH OF SERVICE AWARD PROGRAM (LOSAP) BENEFIT PAYMENT DISTRIBUTION SERVICES RELATIVE TO THE PORT WASHINGTON FIRE DEPARTMENT'S LOSAP.
11. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COMFORT KOOL HVAC FOR HVAC IMPROVEMENTS AT CLARK BOTANIC GARDENS IN ALBERTSON.
12. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DAVID M. SHAPIRO DISASTER PLANNING AND RECOVERY CONSULTANTS INC.
13. A RESOLUTION AUTHORIZING THE AMENDMENT OF AN AGREEMENT WITH THE TOWN OF NORTH HEMPSTEAD BUSINESS AND TOURISM DEVELOPMENT CORPORATION FOR LOCAL DEVELOPMENT SERVICES.
14. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH JOSEPH J. CHEARMONTE, ARCHITECT, P.C. FOR PLAN REVIEW SERVICES.
15. A RESOLUTION AUTHORIZING THE TOWN TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH PORT WASHINGTON ANIMAL HOSPITAL FOR VETERINARY SERVICES.
16. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AD-WEAR & SPECIALTY OF TEXAS, INC. FOR APPAREL & ACCESSORIES FOR TOWN EVENTS (TNH042R-2014).

17. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THOMAS RICE FOR CONSULTING SERVICES TO THE TOWN.
18. A RESOLUTION AUTHORIZING PAYMENT TO D.L. CARR DISTRIBUTORS, INC. FOR HYDRAULIC LIFT REPAIRS.
19. A RESOLUTION AUTHORIZING PAYMENT TO THE LANDTEK GROUP INC. FOR LINE PAINTING FOR THE TURF FIELD AT MICHAEL J. TULLY PARK.
20. A RESOLUTION AUTHORIZING PAYMENT TO WATER KING INC. FOR WORK AT THE HARBOR LINKS GOLF COURSE.
21. A RESOLUTION AUTHORIZING PAYMENT TO WATER KING INC. FOR PIPE REPAIR WORK AT THE YES WE CAN COMMUNITY CENTER.
22. A RESOLUTION RESCINDING RESOLUTION NO. 141-2016, ADOPTED FEBRUARY 23, 2016.
23. A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS FOR IMPROVEMENTS TO MICHAEL J. TULLY PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$100,000 TO FINANCE SAID APPROPRIATION.
24. A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.
25. A RESOLUTION ESTABLISHING AN ADDITIONAL POSITION OF EQUAL EMPLOYMENT OPPORTUNITY (EEO) AND AMERICANS WITH DISABILITIES ACT (ADA) OFFICER FOR THE TOWN OF NORTH HEMPSTEAD, AND APPOINTING ESTEFANY GARAY TO SAID POSITION.
26. A RESOLUTION APPROVING THE ACTION OF THE FLORAL PARK CENTRE FIRE COMPANY, INC., FLORAL PARK CENTRE, NEW YORK, IN ELECTING HEATHER M. WILKERSON TO MEMBERSHIP.

ADDED STARTERS:

27. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING REGARDING THE GLENWOOD H. & L., E. & H. CO., INC.'S REQUEST FOR PAYMENT FOR ITS 2015 LENGTH OF SERVICE AWARD PROGRAM AND DIRECTING THE TOWN CLERK TO PUBLISH A NOTICE THEREOF.

Synopsis: Tentative hearing date March 22, 2016.

28. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH VALUE PAYMENT SYSTEMS LLC FOR CREDIT CARD PROCESSING SERVICES.

**A PUBLIC HEARING TO BE HELD ON MARCH 8, 2016, FOR THE INCREASE AND
IMPROVEMENT OF FACILITIES OF THE GARDEN CITY PARK WATER DISTRICT,
PURSUANT TO SECTION 202-B OF THE TOWN LAW, RELATING TO
IMPROVEMENTS TO FACILITIES OF THE DISTRICT.**

EXTRACT OF MINUTES

Meeting of the Town Board of the
Town of North Hempstead, in the
County of Nassau, New York
March 8, 2016

* * *

A regular meeting of the Town Board of the Town of North Hempstead, in the County of Nassau, New York, was held at the Town Hall, 220 Plandome Road, Manhasset, New York, on March 8, 2016.

There were present: Hon. Judi Bosworth, Supervisor; and
Councilpersons: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman

There were absent:

Also present: Wayne H. Wink, Jr., Town Clerk
* * *

The Town Clerk stated that a public hearing had been called for March 8, 2016 at the Town Hall, 220 Plandome Road, Manhasset, New York, to consider an increase and improvement of facilities of the Garden City Park Water/Fire District (the "District"), in the Town of North Hempstead, New

York (the "Town") and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Supervisor stated that the hearing in said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of the increase and improvement of facilities of said District:

The following persons appeared in opposition to the increase and improvement of facilities of said District:

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION 183-2016

RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 8, 2016, FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GARDEN CITY PARK WATER/FIRE DISTRICT, PURSUANT TO SECTION 202-b OF THE TOWN LAW

WHEREAS, the Board of Commissioners of the Garden City Park Water/Fire District (herein called the "District") in the Town of North Hempstead (herein called the "Town"), in the County of Nassau, New York, by petition filed with the Town Clerk of the Town, have requested that the Town Board undertake proceedings pursuant to Section 202-b of the Town Law for the increase and improvement of facilities of the District, consisting of the following projects: (i) renovation of existing Well No. 9 at the estimated maximum cost of \$2,989,000, (ii) Water distribution system improvements at the estimated maximum cost of \$5,000,000, (iii) repair and upgrades to Plant No. 7 and 10 at the estimated maximum cost of \$662,000, (iv) addition of treatment on Well No. 8 or well improvements at Well No. 1 or Well No. 2 at the estimated maximum cost of \$4,297,300, and (v) Water meters replacement at the estimated maximum cost of \$1,551,700; and

WHEREAS, a map, plan and report dated February 2016 were prepared by H2M architects + engineers, duly licensed by the State of New York (herein called the "Engineers") setting forth the nature and extent of such increase and improvement of facilities and the \$14,500,000 total estimated cost of the projects which is proposed to be financed through issuance of bonds by the Town of North Hempstead on behalf of the District; and

WHEREAS, the map, plan and report and estimate of costs have been filed with the Town Board, and the Town Board has adopted a Resolution describing in general terms the proposed increase and improvement of facilities of the District, specifying the estimated total cost thereof, and stating that the Town Board would meet to hear all persons interested in said increase and improvement of facilities on March 8, 2016, at 7:30 o'clock P.M. (Prevailing Time) at the Town Hall, in said Town; and

WHEREAS, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, a Notice of such public hearing was also mailed by first class mail to each owner of taxable real property in the District; and

WHEREAS, such public hearing was duly held by the Town Board on the 8th day of March, 2016, at 7:30 o'clock P.M. (Prevailing Time) at the Town Hall, 220 Plandome Road, Manhasset,

New York, and discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities; and

WHEREAS, the Board of Commissioners of the District, as lead agency, has given due consideration to the impact that the increase and improvement of the facilities of the District may have on the environment and the District has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), constituting Article 8 of the Environmental Conservation Law and the applicable documentation thereof has been filed in the office of the Town Clerk; and

WHEREAS, pursuant to its review of the project under SEQRA, the Board of Commissioners of the District has determined that the projects constitute Type II actions, and no further action is required under SEQRA;

NOW, THEREFORE, on the basis of the information given at such hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District, as hereinabove described and referred to, at the estimated total maximum cost of \$14,500,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the District and the Engineers shall prepare plans and specifications and make careful estimates of the expense for each component project of said increase and improvement of the facilities of the District and, with the assistance of the Town Attorney or the Attorney for the District, shall prepare proposed contracts for the execution of the work, which plans and specifications, estimates and proposed contracts shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the issuance of not to exceed \$14,500,000 bonds of the Town and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be paid by the levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; and it is hereby

FURTHER ORDERED, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Nassau County within ten (10) days after adoption hereof.

DATED: MARCH 8, 2016
TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

No: None

CERTIFICATE

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, DO HEREBY CERTIFY that I have compared the preceding Resolution and Order After Public Hearing with the original thereof filed in my office on the 8th day of March, 2016, and the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 9th day of March, 2016.

(SEAL)

Town Clerk

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION 184-2016

BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 8, 2016, APPROPRIATING \$14,500,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GARDEN CITY PARK WATER/FIRE DISTRICT AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$14,500,000 BONDS TO FINANCE SAID APPROPRIATION

Recital

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of the Garden City Park Water/Fire District (the "District"), in the Town of North Hempstead (the "Town"), in the County of Nassau, New York, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Town Board) **AS FOLLOWS:**

Section 1. The Town hereby appropriates the amount of \$14,500,000 for the increase and improvement of facilities of the District, as described in the Resolution and Order After Public Hearing adopted on this date, all in accordance with the map, plan and report prepared for the District by H2M architects + engineers, duly licensed by the State of New York, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$14,500,000. The plan of financing includes the issuance of \$14,500,000 bonds of the Town herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges for the payment of the principal of and interest on said bonds or notes.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$14,500,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the specific object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years. Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and the powers and duties relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*Newsday*," a newspaper having general circulation in the Town and hereby designated the official newspaper of the Town for such publication.

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

No: None

CERTIFICATE

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 8, 2016 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this ____ day of March, 2016.

(SEAL)

Town Clerk

(NOTICE TO BE ATTACHED TO AND TO BE PUBLISHED WITH
SUMMARY OF RESOLUTION, AFTER ADOPTION)

NOTICE

The resolution, a summary of which is published herewith, has been adopted on the 8th day of March, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF NORTH HEMPSTEAD, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Wayne H. Wink, Jr.

Town Clerk

BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 8, 2016, APPROPRIATING \$14,500,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE GARDEN CITY PARK WATER/FIRE DISTRICT AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$14,500,000 BONDS TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the increase and improvement of facilities of the Garden City Park Water/Fire District, as described in the Resolution and Order After Public Hearing adopted on this date, all in accordance with the map, plan and report prepared for the District by H2M architects + engineers, duly licensed by the State of New York, on file in the office of the Town Clerk and hereby approved, at the estimated maximum cost of \$14,500,000.

The amount of obligations to be issued is not to exceed \$14,500,000.

The period of probable usefulness is forty (40) years.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

Dated: March 8, 2016
 Manhasset, New York

Councilwoman Seeman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.185-2016

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PILGRIM STREET AND MAPLE DRIVE WEST IN NEW HYDE PARK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Pilgrim Street and Maple Drive W., New Hyde Park, New York
NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 22nd day of March, 2016, at 7:30 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

NEW HYDE PARK, NEW YORK

PROPOSAL:

ADOPT:

1. PILGRIM STREET – MAPLE DRIVE W. – FULL STOP –

All traffic southbound on Pilgrim Street shall come to a Full Stop at its intersection with Maple Drive W.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: March 8, 2016

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth

NAYS: None

cc: Town Attorney Public Safety Comptroller Traffic Safety

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 186-2016

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING CHAPTER 16A OF THE TOWN CODE OF THE TOWN OF NORTH HEMPSTEAD ENTITLED "ETHICS, CODE OF".

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 16A of the Town Code entitled "Ethics, Code of" in order to revise and update the list of those officers, employees and contractors required to file annual financial disclosure statements.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 22nd day of March, 2016, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Chapter 16A of the Town Code entitled "Ethics, Code of" in order to revise and update the list of those officers, employees and contractors required to file annual financial disclosure statements; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 22nd day of March, 2016, at 7:30 P.M., to consider the adoption of a Local Law amending Chapter 16A of the Town Code entitled "Ethics, Code of" in order to revise and update the list of those officers, employees and contractors required to file annual financial disclosure statements.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the public hearing.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local

Law will be on available on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York

March 8, 2016

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Town Clerk Planning Building

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 187-2016

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING ON THE APPLICATION OF JOHN AND MET LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOT 35 & 36.

WHEREAS, John and Met LLC (the "Applicant") is seeking to perform alterations to an existing gasoline station, convert an existing gasoline station into a self-service station and to maintain a 735-square foot convenience store located at 848 Willis Avenue, Albertson identified on the Nassau County Land and Tax Map as Section 9, Block 111, Lots 35 and 36 (the "Application"); and

WHEREAS, it has been determined that the Application requires a special permit approved by the Board of the Town of North Hempstead (the "Town") pursuant to Town Code §§70-203(P) and 70-225 (the "Special Use Permit"); and

WHEREAS, this Board wishes to set a date for a public hearing to consider the Application, affording all interested parties to be heard.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing shall be held on March 22, 2016 at 7:30 P.M. in the Town Board Room at Town Hall, 220 Plandome Road, Manhasset, New York to consider the Application for the issuance of a Special Use Permit; and be it further

RESOLVED that the Department of Planning and Environmental Protection shall immediately notify the Applicant of the date and time of the hearing and the Applicant shall notify certain property owners of the date and time pursuant to Town Code § 70-240(C); and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a notice of hearing as required by Town Code §§ 70-240(A) and 70-203(P), which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 22nd day of March 2016 at 7:30 P.M. in the Town Board Room at Town

Hall, 220 Plandome Road, Manhasset, New York, to consider the application of John and Met LLC, seeking a special permit for alterations to an existing gasoline station, to convert an existing gasoline station into a self-service station and to maintain a 735-square foot convenience store located at 848 Willis Avenue, Albertson identified on the Nassau County Land and Tax Map as Section 9, Block 111, Lots 35 and 36.

Dated: Manhasset, New York

March 8, 2016

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK**

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Planning Building

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 188-2016

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING PURSUANT TO CHAPTER 29A OF THE TOWN CODE TO CONSIDER THE APPLICATION OF JOHN AND MET LLC FOR THE INSTALLATION OF TWO UNDERGROUND STORAGE TANKS AT THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON, NEW YORK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOTS 35 & 36.

WHEREAS, John and Met LLC (the “Applicant”) has applied for a permit (the “Underground Storage Permit”) pursuant to Section 29A-4 of the Code of the Town of North Hempstead (the “Town Code”) to remove two (2) existing underground fuel storage tanks and install two (2), 12,000 gallon underground gasoline storage tanks (one tank for regular gasoline and one tank with three compartments for premium gasoline, diesel and E-85) on real property located at 848 Willis Avenue, Albertson, New York, identified on the Nassau County Land and Tax Map as Section 9, Block 111, Lots 35 and 36 (the “Application”); and

WHEREAS, Town Code §29A-8 requires the Board to schedule a public hearing, upon written notice, before considering the Application

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 22nd day of March 2016, at the Town Hall Board Meeting Room, 220 Plandome Road, Manhasset, New York, at 7:30 p.m. to consider the Application for an Underground Storage Permit, at which public hearing all interested persons will be afforded an opportunity to be heard; and be it further

RESOLVED, that the Applicant, in accordance with Town Code 29A-8 (A), shall serve Notice of the Public Hearing on the Application for the Underground Storage Permit upon all owners of real property, as indicated on the latest completed assessment roll of Nassau County, within two hundred (200) feet of the Premises, either personally or by certified or registered mail; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish and post a Notice of Hearing, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 22nd day of March 2016 at 7:30 p.m. in Town Hall, 220 Plandome Road, Manhasset, New York, to consider the application of John and Met LLC pursuant to Section 29A-4 of the Code of the Town of North Hempstead remove two (2) existing underground fuel storage tanks and install two (2), 12,000 gallon underground gasoline storage tanks (one tank for regular gasoline and one tank with three compartments for premium gasoline, diesel and E-85), and to hear all interested persons concerning the same.

PLEASE TAKE FURTHER NOTICE that the real property that is the subject of this application is located at 848 Willis Avenue, Albertson, New York, identified on the Nassau County Land and Tax Map as Section 9, Block 111, Lots 35 and 36.

Dated: Manhasset, New York

March 8, 2016

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK**

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Planning Building

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.189-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH L.K. MCLEAN ASSOCIATES, P.C. FOR PROFESSIONAL SERVICES RELATED TO IMPROVEMENTS TO THE TOWN'S ANIMAL SHELTER, DPW PROJECT NO. 11-17.

WHEREAS, the Department of Public Works (the “Department”) requires the services of a firm to assist with the bid process, provide construction support and perform inspections for the installation of a sound barrier to the exterior of the Town’s Animal Shelter (the “Services”); and

WHEREAS, the Commissioner of the Department (the “Commissioner”) has recommended that the Town enter into a professional services agreement with L.K. McLean Associates, P.C., 437 South Country Road, Brookhaven, New York 11719 to provide the Services in consideration of an amount not to exceed Seventeen Thousand Six Hundred Twenty and 00/100 Dollars (\$17,620.00) (the “Agreement”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Comptroller DPW

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

STRICKEN

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COMFORT KOOL FOR GLYCOL WORK AT YES WE CAN COMMUNITY CENTER.
Stricken.

NO RESOLUTION.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 190-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH DVIRKA & BARTILUCCI CONSULTING ENGINEERS TO PROVIDE COMPLIANCE CONSULTING RELATED TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION STORM WATER MANAGEMENT PROGRAM.

WHEREAS, the Commissioner of Public Works (the “Commissioner”) for the Town of North Hempstead (the “Town”) has recommended that this Board authorize the retention of an engineering firm to provide professional engineering services related to the New York State Department of Environmental Conservation (“NYSDEC”) Storm Water Management Program and the Town’s State Pollution Discharge Elimination System (“SPDES”) permit compliance activities; and

WHEREAS, such services include the preparation of the 2016 Annual Report and the 2016 Solid Waste Management Plan Interim Progress Report and overall management and monitoring of the storm water management program (the “Services”); and

WHEREAS, the Commissioner has recommended the retention of Dvirka & Bartilucci Consulting Engineers, P.C., 330 Crossways Park Drive, Woodbury, New York 11797 to provide the Services in consideration of an amount not to exceed Seventeen Thousand Five Hundred and 00/100 Dollars (\$17,500.00) (the “Agreement”); and

WHEREAS, the Commissioner has requested that this Board authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and hereby is authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute, on behalf of the Town, the Agreement, a copy of which Agreement which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Recused: Councilwoman De Giorgio

cc: Town Attorney DPW Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.191-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NEWTEK FOR MERCHANT PROCESSING SERVICES.

WHEREAS, the Department of Information Technology and Telecommunications (the "Department") requires merchant processing for credit card payments for the Buildings Department (the "Services"); and

WHEREAS, the Commissioner of the Department (the "Commissioner") has recommended that the Town enter into a professional services agreement with Newtek Merchant Services ("Contractor") to provide the Services for a term of three (3) years with an option to renew for two (2) years ("Term"); and

WHEREAS, there shall be no cost to the Town for the Services; and

WHEREAS, consideration for the Contractor shall be obtained by charging applicants who elect to make payments using credit cards 2.9 % of the transaction cost ("Consideration"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney

Comptroller

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.192-2016

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
PENCHECKS, INC. FOR LENGTH OF SERVICE AWARD PROGRAM (LOSAP)
BENEFIT PAYMENT DISTRIBUTION SERVICES RELATIVE TO THE PORT
WASHINGTON FIRE DEPARTMENT'S LOSAP.**

WHEREAS, the Town Board has authorized the execution of an Intermunicipal Agreement between the Town of North Hempstead, the Incorporated Village of Sands Point, the Incorporated Village of Flower Hill, the Incorporated Village of Port Washington North, the Incorporated Village of Baxter Estates, the Incorporated Village of Manorhaven and the Incorporated Village of Plandome Manor (the "Municipalities"), to form a municipal sponsoring board ("Joint Sponsoring Board") for the purpose of administering an existing Defined Benefit Length of Service Award Program (the "LOSAP") for volunteer firefighters of the Port Washington Fire Department (the "Fire Department"); and

WHEREAS, the Joint Sponsoring Board has recommended that the Town of North Hempstead, on behalf of the Joint Sponsoring Board, enter into an agreement with Penchecks Trust Company of America ("Penchecks"), to provide LOSAP benefit payment distribution services for members of the Fire Department's LOSAP (the "Services") in consideration of an amount not to exceed Five Thousand and 00/100 Dollars (\$5,000.00) per year (the "Agreement"); and

WHEREAS, this Board wishes to authorize the execution of the Agreement with Penchecks, on behalf of the Joint Sponsoring Board, for the Services.

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor and/or the Comptroller and Chief Deputy Comptroller are hereby authorized and directed to execute the Agreement; and be it further

RESOLVED that the Town Attorney's office be and it hereby is authorized and directed to negotiate and oversee the execution of the Agreement, a copy of which will be filed with the Town Clerk; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Agreement through use of the Joint Sponsoring Board's funds set aside for this purpose upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 193-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COMFORT KOOL HVAC FOR HVAC IMPROVEMENTS AT CLARK BOTANIC GARDENS IN ALBERTSON.

WHEREAS, the Town requires HVAC improvements at the Clark Botanic Garden in Albertson (the “Project”); and

WHEREAS, the Department of Parks and Recreation (the “Department”) has solicited three (3) quotes for the Project, in accordance with the Town’s Procurement Policy; and

WHEREAS, Comfort Kool HVAC Inc., 91 Engineers Drive, Hicksville, New York 11801 (the “Contractor”) submitted the lowest quote, proposing to perform the Project for a sum not to exceed Five Thousand Eight Hundred Sixty-Two and 22/100 Dollars (\$5,862.22) (the “Contract Amount”); and

WHEREAS, the Commissioner of the Department (the “Commissioner”) has requested that the Town enter into an Agreement with the Contractor to perform the Project for the Contract Amount (the “Agreement”); and

WHEREAS, this Board wishes to authorize the execution of the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and hereby is authorized; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Parks&Rec Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 194 -2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH DAVID M. SHAPIRO DISASTER PLANNING AND RECOVERY CONSULTANTS INC.

WHEREAS, pursuant to Resolution No. 568-2013, duly adopted by the Town Board on September 10, 2013, the Town has entered into an agreement (the “Original Agreement”) with David M. Shapiro Disaster Planning and Recovery Consultants, Inc. (the “Contractor”) for disaster management consulting services (the “Services”), which Original Agreement was amended pursuant to Resolution Nos. 719-2013, 359-2014, 803-2014 and 368-2015 duly adopted by the Town Board on December 10, 2013, May 13, 2014, December 9, 2014, May 12, 2015 and July 14, 2015, respectively; and

WHEREAS, the Contractor’s original proposal to the Town to perform the Services stated that the Contractor would be reimbursed its expenses in performing the Services; and

WHEREAS, beginning with the commencement of the Original Agreement through mid-2015, the Contractor was reimbursed its expenses, notwithstanding that the Original Agreement mistakenly stated that expenses would not be reimbursed; and

WHEREAS, once the discrepancy was discovered, the Town stopped reimbursing the Contractor’s expenses pending a resolution of the discrepancy; and

WHEREAS, the Services are no longer being provided as the original Agreement terminated on December 31, 2015 and, as such, no expenses have accrued since January 1, 2016; and

WHEREAS, the Town and the Contractor are in the process of determining the final payments to be made to the Contractor, including the reimbursement of expenses; and

WHEREAS, the reimbursement of expenses was included in the Contractor’s proposal, the Town has reimbursed expenses in the normal course of making payments pursuant to the Original Agreement and the reimbursement of expenses is customary in the performance of professional services, staff of the Town have requested that this Board authorize the Town to execute an amendment to the Original Agreement authorizing the reimbursement of expenses approved by the Office of the Town Attorney and properly documented by the Contractor (the “Amendment”); and

WHEREAS, authorizing the Amendment will not result in an increase of the maximum amount payable to the Contractor under the Agreement, which will remain an amount not to exceed One Million Eight Hundred Fifty Thousand and 00/100 Dollars (\$1,850,000.00); and

WHEREAS, it is anticipated that, after final payment of the Contractor's claims, including the reimbursable expenses, the Town will have paid approximately Thirty Thousand and 00/100 Dollars (\$30,000.00) less than the amount authorized by the Town Board for the Original Agreement; and

WHEREAS, for the reasons stated above, this Board desires to authorize the execution of the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Amendment is hereby authorized; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the Amendment on behalf of the Town, which Amendments shall be on file in the Office of the Town Clerk, and take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is authorized and directed to negotiate and supervise the execution of the Amendment and take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs upon receipt of the fully executed Amendments and duly executed and certified claim therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Comptroller Public Safety Grants

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 195-2016

A RESOLUTION AUTHORIZING THE AMENDMENT OF AN AGREEMENT WITH THE TOWN OF NORTH HEMPSTEAD BUSINESS AND TOURISM DEVELOPMENT CORPORATION FOR LOCAL DEVELOPMENT SERVICES.

WHEREAS, the Town of North Hempstead is party to an agreement (the “Agreement”) with the Town of North Hempstead Business and Tourism Development Corporation (the “Corporation”) for the Corporation to provide local development services (the “Services”) to the Town, which agreement expired on December 31, 2015; and

WHEREAS, the Town desires to extend the term of the Agreement to December 31, 2016 and add the sum of Seventy-Five Thousand and 00/100 Dollars (\$75,000.00) to be paid to the Corporation in consideration of the Services to be performed in 2016 (the “Amendment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Amendment be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute an amendment to the Agreement (the “Amended Agreement”) on behalf of the Town, which Amended Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Amended Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Amended Agreement and certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Russell, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Recused: Councilwoman Kaplan

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.196-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH JOSEPH J. CHEARMONTE, ARCHITECT, P.C. FOR PLAN REVIEW SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Joseph J. Chearmonte, Architect, P.C. (the “Contractor”), for plan review services for the Building Department for an amount not to exceed Twenty Thousand and 00/100 Dollars (\$20,000.00) to be paid at a rate of Fifty-Five and 00/100 Dollars (\$55.00) per hour (the “Contract Amount”) commencing January 1, 2016 and terminating at such a time as a vendor has been selected to perform the Services through a Request for Proposal process (the “Original Term”) (collectively the “Original Agreement”); and

WHEREAS, the Commissioner of the Buildings Department (the “Commissioner”) has recommended that the Town amend the Original Agreement to amend the term of the agreement to end December 31, 2016 and to increase the amount of consideration to be paid to an amount not to exceed One Hundred Twenty Thousand and 00/100 Dollars (\$120,000.00) (the “Amendment”); and

WHEREAS, the Amendment is being requested because the Town currently plans to hire Mr. Chearmonte as an employee of the Town; and

WHEREAS, during the process required to hire Mr. Chearmonte, the Town still requires the services stated in the Original Agreement; and

WHEREAS, the services described in the Original Agreement would normally be procured via a request for proposals; and

WHEREAS, it has been determined that by the time a request for proposals is issued for the services to be performed under the Original Agreement, the hiring process for Mr. Chearmonte will either be completed or will be nearing completion, making the request for proposals process, in this situation, an unwise use of Town resources; and

WHEREAS, due to the reasons stated above, the Town board finds it in the best interests of the Town to except the Original Agreement from the Town’s Procurement Policy and authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Comptroller Buildings Department

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.197-2016

A RESOLUTION AUTHORIZING THE TOWN TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH PORT WASHINGTON ANIMAL HOSPITAL FOR VETERINARY SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Port Washington Animal Hospital, LLC d/b/a Port Washington Animal Hospital (the “Contractor”), for veterinary services at the rates set forth in Appendix A of the Original Agreement (the “Contract Amount”) commencing February 1, 2014 and terminating on February 1, 2016 (the “Original Term”) (collectively the “Original Agreement”); and

WHEREAS, the Commissioner of the Department of Administrative Services (the “Commissioner”) has recommended that the Town amend the Original Agreement to extend the term of the agreement commencing February 1, 2016 and terminating January 31, 2017, (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: **Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell, Councilman Zuckerman, Supervisor Bosworth**

Nays: None

cc: Town Attorney Comptroller Department of Administrative Services

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 198-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH AD-WEAR & SPECIALTY OF TEXAS, INC. FOR APPAREL & ACCESSORIES FOR TOWN EVENTS (TNH042R-2014).

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Ad-Wear & Specialty of Texas, Inc. (the “Contractor”), for apparel and accessories for Town events commencing March 12, 2014 and terminating March 11, 2016 (the “Original Agreement”); and

WHEREAS, the Commissioner of the Department of Administrative Services (the “Commissioner”) has recommended that the Town amend the Original Agreement to extend the term for a period commencing March 12, 2016 and terminating May 10, 2016 (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller Department of Administrative Services

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.199-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THOMAS RICE FOR CONSULTING SERVICES TO THE TOWN.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Thomas Rice (the “Contractor”) to advise the Town regarding the management and development of the Town’s waterfront and related matters (the “Services”) for an amount not to exceed Nine Thousand Six Hundred and 00/100 Dollars (\$9,600.00) per year, payable at a rate of Eight Hundred and 00/100 Dollars (\$800.00) per month (the “Contract Amount”) commencing April 2, 2014 and ending March 31, 2015 (the “Original Term”) (collectively the “Original Agreement”); and

WHEREAS, pursuant to a resolution, duly adopted by this Board on March 5, 2015, the Town has renewed the Original Agreement for an additional one (1) year period commencing April 1, 2015 and ending March 31, 2016; and

WHEREAS, pursuant to a resolution, duly adopted by this Board on February 23, 2016, the Town has renewed the Original Agreement for an additional one (1) year period commencing April 1, 2016 and terminating March 31, 2017; and

WHEREAS, the Acting Commissioner of the Department of Public Safety (the “Commissioner”) has recommended that the Town amend the Original Agreement to expand the Services to include advising the Commissioner regarding the administration of the Department of Public Safety and to increase the Contract Amount to an annual amount not to exceed Fourteen Thousand Four Hundred and 00/100 Dollars (\$14,400.00), payable at a rate of Forty-Eight and 00/100 Dollars (\$48.00) per hour and not to exceed One Thousand Two Hundred and 00/100 Dollars (\$1,200.00) per month (the “Amendment”); and

WHEREAS, it has been requested that the Amendment be effective retroactive to February 8, 2016; and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk and which Amendment shall be effective February 8, 2016; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller DPW

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 200-2016

A RESOLUTION AUTHORIZING PAYMENT TO D.L. CARR DISTRIBUTORS, INC. FOR HYDRAULIC LIFT REPAIRS.

WHEREAS, the Town of North Hempstead Department of Public Works (the “Department”) required emergency repair of a hydraulic lift that was jammed in an elevated position, at the Town Auto Shop in Port Washington, New York (the “Services”); and

WHEREAS, the Department retained D.L. Carr Distributors, Inc., 29 S. Mall, Plainview, NY 11803 (the “Contractor”) to provide the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department’s actions in using the Contractor to provide the Services and to further authorize payment for the Services for an amount not to exceed Three Hundred Thirty-Five and 00/100 Dollars (\$335.00) (the “Payment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

RESOLVED that the Payment is hereby authorized; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed make the Payment upon receipt of certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller Parks

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.201-2016

A RESOLUTION AUTHORIZING PAYMENT TO THE LANDTEK GROUP INC. FOR LINE PAINTING FOR THE TURF FIELD AT MICHAEL J. TULLY PARK.

WHEREAS, the Town of North Hempstead Department of Parks and Recreation (the “Department”) required the painting of lines on the turf field at Michael J. Tully Park in New Hyde Park, New York (the “Services”); and

WHEREAS, the Department retained LandTek Group, Inc., 235 County Line Road, Amityville, New York 11701 (the “Contractor”) to provide the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department’s actions in using the Contractor to provide the Services and to further authorize payment for the Services for an amount not to exceed Three Thousand Five Hundred and 00/100 Dollars (\$3,500.00) (the “Payment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

RESOLVED that the Payment is hereby authorized; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed make the Payment upon receipt of certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller Parks

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.202-2016

A RESOLUTION AUTHORIZING PAYMENT TO WATER KING INC. FOR WORK AT THE HARBOR LINKS GOLF COURSE.

WHEREAS, the Town of North Hempstead Department of Parks and Recreation (the “Department”) required emergency repairs to the pond water filtration system at Harbor Links Golf Course in Port Washington, New York (the “Services”); and

WHEREAS, the Department retained Water King, Inc., 471 West 4th Street, West Islip, NY 11795 (the “Contractor”) to provide the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department’s actions in using the Contractor to provide the Services and to further authorize payment for the Services for an amount not to exceed Fifteen Thousand Seven Hundred and 00/100 Dollars (\$15,700.00) (the “Payment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

RESOLVED that the Payment is hereby authorized; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed make the Payment upon receipt of certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller Parks

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 203-2016

A RESOLUTION AUTHORIZING PAYMENT TO WATER KING INC. FOR PIPE REPAIR WORK AT THE YES WE CAN COMMUNITY CENTER.

WHEREAS, the Town of North Hempstead Department of Parks and Recreation (the “Department”) required the emergency repair of a pipe at the Yes We Can Community Center in New Cassel, New York (the “Services”); and

WHEREAS, the Department retained Water King, Inc., 471 West 4th Street, West Islip, NY 11795 (the “Contractor”) to provide the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department’s actions in using the Contractor to provide the Services and to further authorize payment for the Services for an amount not to exceed Two Thousand and 00/100 Dollars (\$2,000.00) (the “Payment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

RESOLVED that the Payment is hereby authorized; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed make the Payment upon receipt of certified claims therefore.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller Parks

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 204-2016

A RESOLUTION RESCINDING RESOLUTION NO. 141-2016, ADOPTED FEBRUARY 23, 2016.

WHEREAS, the Town Board of the Town of North Hempstead, pursuant to a motion entertained at its meeting on February 23, 2016, adopted Resolution No. 141-2016 (the "Resolution") purporting to authorize the preparation of plans and specifications for improvements to Michael J. Tully Park, state the estimated maximum cost thereof to be \$100,000.00, appropriate that amount for the purpose stated above, and authorize the issuance of bonds of the Town in that amount to finance the appropriation; and

WHEREAS, the Resolution contained errors that need correction; and

WHEREAS, in order to correct the errors, the Town Board desires to rescind the Resolution and, by separate resolution, reauthorize the actions stated above.

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is rescinded.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.205-2016

A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS FOR IMPROVEMENTS TO MICHAEL J. TULLY PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$100,000 TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of North Hempstead, in the County of Nassau, New York (herein called the "Town"), is hereby authorized to prepare plans and specification for improvements to Michael J. Tully Park. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$100,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds of the Town in the principal amount of not to exceed \$100,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of not to exceed \$100,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33 -a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 of the Law, is five (5) years.

Section 4. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. The proposed maturity of the bonds authorized by this resolution will not exceed five years.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and the powers and duties relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 8. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 9. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "Newsday" and "New Hyde Park Illustrated News," which are hereby designated the official newspapers of the Town for such publication.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

NOES: None

Absent: Councilwoman Russell

CERTIFICATE

I, WAYNE H. WINK, JR., Town Clerk of the Town of North Hempstead, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of North Hempstead duly called and held on March 8, 2016, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of North Hempstead this 8th day of March, 2016.

(SEAL)

Town Clerk

**(SUMMARY NOTICE TO BE PUBLISHED AFTER ADOPTION)
LEGAL NOTICE**

This resolution, a summary of which is published herewith, has been adopted on March 8, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Wayne H. Wink, Jr.
Town Clerk

BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 8, 2016, AUTHORIZING THE PREPARATION OF PLANS AND SPECIFICATIONS FOR IMPROVEMENTS TO MICHAEL J. TULLY PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$100,000 TO FINANCE SAID APPROPRIATION

The object or purpose for which bonds are authorized is the preparation of plans and specifications for improvements to Michael J. Tully Park.

The maximum amount of obligations authorized to be issued is not to exceed \$100,000.

The period of probable usefulness is five (5) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

Dated: March 8, 2016

Manhasset, New York

Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.206-2015

A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

WHEREAS, the approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the “Town”) as more particularly set forth in a memorandum on file in the Office of the Commissioner of Finance; and

WHEREAS, the Board believes it is in the best interests of the Town to approve the request.

NOW, THEREFORE, BE IT

RESOLVED that the following employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations are hereby adopted and approved:

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK AND CIVIL SERVICE APPROVAL

SEE EXHIBIT A ATTACHED

;and be it further

RESOLVED that the above listed employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary are hereby appointed to the respective positions at a rate of compensation shown next to their names; and be it further

RESOLVED that the appointments and employments are subject to the satisfactory completion of a physical examination by a physician; and be it further

RESOLVED that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board; and be it further

RESOLVED that the effective date of the foregoing employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary of said individuals, employees and/or officials in the various departments of the Town shall be that date certified by the Commissioner of Finance; and be it further

RESOLVED that the foregoing appointments, employments and terminations are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law.

Dated: Manhasset, New York

March 8, 2016

The vote of the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell



FINANCE DEPARTMENT / HR

Please prepare a resolution effectuating the following appointments and/or changes for the 03/08/2016 Town Board Meeting

From: Bob Weitzner-Commissioner of Human Resources

To:Supervisor Judi Bosworth

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK & CIVIL SERVICE APPROVAL. ALL CHANGES WILL TAKE PLACE NO EARLIER THAN THE PAY PERIOD BEGINNING 03/12/2016.

UNLESS OTHERWISE NOTED.

Type	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT / PT / Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
PT Salary Change	From	935000	Parks&Rec/BWY	A.05.7111.1200	Beauford, Tracey	PT	Recreation Aide	\$10.00/hr		2/13/2016
	To	935000	Parks&Rec/BWY	A.05.7111.1200				\$10.25/hr		
Title Change	From	410000	Parks&Rec/CGM	SP.154.1000	Halufska, Nicholas	FT	Laborer 1	\$44,071ann/\$21.11hr	Gr.9/St.1.0	2/13/2016
	To	410000	Parks&Rec/CGM	SP.154.1000		FT	Recreation Aide			
Title & Salary Change	From	129000	Public Safety/Adm	A.06.3010.1000	Brown, Shawn	FT	Dep. Comm.Public Safety	\$100,356ann/\$3,845.06bi-wk		2/9/2016
	To						Acting Comm.Public Safety	\$106,356ann/\$4,074.94bi-wk		
Resignation	From	971000	Highway/Auto Shop N	DA.07.5225.1200	Fabio, Douglas	PT	Auto Mechanic Aide	\$20.00/hr		2/26/2016
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Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.207-2016

A RESOLUTION ESTABLISHING AN ADDITIONAL POSITION OF EQUAL EMPLOYMENT OPPORTUNITY (EEO) AND AMERICANS WITH DISABILITIES ACT (ADA) OFFICER FOR THE TOWN OF NORTH HEMPSTEAD, AND APPOINTING ESTEFANY GARAY TO SAID POSITION.

WHEREAS, the Town Board wishes to establish an additional position of Equal Employment Opportunity (EEO) and Americans with Disabilities Act (ADA) Officer for the Town of North Hempstead; and

WHEREAS, this Board wishes to appoint Estefany Garay as the additional EEO and ADA Officer.

NOW, THEREFORE, BE IT

RESOLVED that an additional EEO and ADA Officer position for the Town of North Hempstead be and hereby is established; and be it further

RESOLVED that Estefany Garay be and she hereby is appointed to serve as the additional EEO and ADA Officer for the Town of North Hempstead.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Seeman,
Councilman Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilwoman Russell

cc: Town Attorney Comptroller Finance

Councilwoman Seeman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.208-2016

A RESOLUTION APPROVING THE ACTION OF THE FLORAL PARK CENTRE FIRE COMPANY, INC., FLORAL PARK CENTRE, NEW YORK, IN ELECTING HEATHER M. WILKERSON TO MEMBERSHIP.

WHEREAS, the Floral Park Centre Fire Company, Inc., Floral Park Centre, New York, has advised of electing Heather M. Wilkerson to membership

NOW, THEREFORE, BE IT

RESOLVED that the action of the Floral Park Centre Fire Company, Inc., Floral Park Centre, New York, in electing Heather M. Wilkerson, 234-09 88th Avenue, Bellerose, NY 1147, to membership, and the same hereby are approved and the Town Clerk directed to record his name in the Minutes of the Town Board.

Dated: Manhasset, New York
 March 8, 2016

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell,
 Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

NAYS: None

cc: Floral Park Centre Fire Company, Inc. Town Attorney Comptroller

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.209-2016

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING REGARDING THE GLENWOOD H. & L., E. & H. CO., INC.'S REQUEST FOR PAYMENT FOR ITS 2015 LENGTH OF SERVICE AWARD PROGRAM AND DIRECTING THE TOWN CLERK TO PUBLISH A NOTICE THEREOF.

WHEREAS, the Town of North Hempstead (the “Town”) heretofore approved fire protection contracts with various fire companies within the Town for 2015, except that the Town Board took no action regarding the Glenwood H. & L., E. & H. Co., Inc.’s (“Glenwood Fire Co.”) request for funding for its Service Award Program or approval of service points for its Service Award Program (“LOSAP”); and

WHEREAS, the Town Board understands that the Glenwood Fire Co. and the various governments that participate in the LOSAP program are close to a resolution of the charges brought by the Equal Opportunity Employment Commission (“EEOC”) and a decision concerning how to fund the necessary damage award; and

WHEREAS, given the coming resolution of the EEOC charges this Board has determined that it is appropriate to contribute to the Glenwood Fire Co. LOSAP program; and

WHEREAS, it is a requirement of law that a public hearing be held by this Board to consider the proposed contract.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 22nd day of March, 2016, for the purpose of considering the request of the Glenwood Fire H. & L., E. & H. Co., Inc.’s funding for its 2015 Service Award Program and approval of points for its Service Award Program; and be it further

RESOLVED that the Town Clerk be and is hereby authorized and directed to publish a Notice of the hearing, as required by law, which Notice shall be in the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead on the 22nd day of March, 2016 at 7:30 P.M. at Town Hall, 220 Plandome Road, Manhasset, New York, to consider authorizing the execution of an amendment to a fire protection contract, retroactively for the year 2015, with the Glenwood H. & L., E. & H. Co., Inc. at the cost set forth herein, and to hear all interested persons concerning the same:

Glenwood H. & L., E. & H. Co., Inc. Service Award Program	\$57,855.00
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The proposed term for this contract is one (1) year, commencing retroactively as of January 1, 2015 and expiring on December 31, 2015.

Dated: Manhasset, New York

March 8, 2016

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.210-2016

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH VALUE PAYMENT SYSTEMS LLC FOR CREDIT CARD PROCESSING SERVICES.

WHEREAS, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Value Payment Systems, LLC, 2207 Crestmoor Road, Suite 200, Nashville, TN 37215 (the “Contractor”), for credit card processing services for various Town departments (the “Original Agreement”); and

WHEREAS, the Comptroller has recommended that the Town amend the Original Agreement to include within its scope the Department of Highways (the “Amendment”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

March 8, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilwoman Kaplan, Councilwoman Russell,
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW